

AMENDED

APPLICATION FOR PERMIT

Serial No. 8517

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office APR 23 1928
Returned to applicant for correction MAY 25 1929
Corrected application filed JUL 22 1929

The undersigned A. C. Florio Name of applicant
of Eureka, County of Eureka,
State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada, as
hereinafter stated. (If applicant is a corporation, give date and place
of incorporation.)

- 1. The source of the proposed appropriation is Soda Spring
2. The amount of water applied for is 0.05 second-feet.
3. The water to be used for stockwatering and domestic
4. The water is to be diverted from its source at the following point:
In the SW 1/4 SW 1/4 Sec. 21, T. 16 N; R. 55 E., M.D.B.&M.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is
(b) Description of land to be irrigated

- (c) Use will begin about and end about, of each year.

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is horsepower.
(e) Works to be located In the SW 1/4 SW 1/4 Sec. 21, T. 16 N; R. 55 E.,
(f) Point of return of water to stream
(g) State number and kinds of animals to be watered 1000 sheep
(h) Use will begin about Jan. 1 and end about Dec. 31, of each year.
(i) Remarks

DESCRIPTION OF PROPOSED WORKS

Pipeline and troughs

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$400.00

6. Estimated time required to construct works Already constructed

7. Remarks

For use of applicant

A. C. Florio, Applicant.

By Harvey M. Payne

Compared A.P.C.T.

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This Permit is issued subject to all prior rights on the source. The State reserves the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.06 cubic feet per second, of sufficient to water 10,000 head of sheep.

Actual construction work shall begin on or before March 1, 1931

Proof of commencement of work shall be filed before April 1, 1931

Work must be prosecuted with reasonable diligence and be completed on or before March 1, 1932

Proof of completion of work shall be filed before April 1, 1932

Application of water to beneficial use shall be made on or before

March 1, 1933 Proof of the application of water to beneficial

use must be filed with State Engineer on or before April 1, 1933

WITNESS MY HAND AND SEAL this 21st day of October, 1930

Map Filed 4-6-1929

Proof of labor filed 4-20-31

Proof of completion of work filed 11-28-1932

Proof of Beneficial use filed 4-6-33

Certificate No. 1986 Issued June 22, 1933 193

Recorded July 8, 1933 Bk. 111 Page 100-101 By:

White Pine County Records

Jesse Malone State Engineer. Assistant State Engineer

Applicant and his predecessors have used water from this source for many years last past and a vested right is claimed which said right is already recorded in the state engineer's office, under proof of appropriation, and which said right is not waived by virtue of the filing of this application. The real purpose of making this said application is to permit the applicant, who has been and is already using water from the source, to secure a permit under the law and thereafter a final certificate of water right under such permit, the issuing of such certificate being impossible at the present time thru any other means of procedure, due to the fact that the attorney general has ruled that the present law is inadequate to proceed with the determination of vested rights claimed for stockwatering purposes. Applicant is desirous of securing at an early date final certificate of water right to all of the sources used by him.

Applicant and his predecessors have used water from this source for many years last past and a vested right is claimed, which said right is already recorded in the state engineer's office by proof of appropriation No. 02086, and which said right is not waived by virtue of the filing of this application. The real purpose of making this said application is to permit the applicant, who has been and is already using water from the source, to secure a permit under the law and thereafter a final certificate of water right under such permit, the issuing of such certificate being impossible at the present time thru any other means of procedure, due to the fact that the attorney general has ruled that the present law is inadequate to proceed with the determination of vested rights claimed for stockwatering purposes. Applicant is desirous of securing at an early date final certificate of water right to all of the sources used by him.

